

Response, by Assistant Attorney General, David R. McLean, Esq., . . .” (Paper 58 at 2). It is unclear to what “Response” plaintiff is referring. The most recent response filed by the Office of the Attorney General was on October 15, 2008. (Paper 44.) The motion, therefore, is DENIED as untimely.

Plaintiff shall be allowed 30 days from the date of this Order to file an amended complaint. Consistent with Local Rule 15.1, the motion shall be accompanied by a draft amended complaint, and the allegations in the amended complaint shall be limited to plaintiff’s post-incarceration claims. Failure to file a properly amended complaint on or before April 24, 2009 will result in dismissal of this case.

SO ORDERED.

Dated at Brattleboro, in the District of Vermont, this 25th day of March, 2009.

/s/ J. Garvan Murtha
J. Garvan Murtha
United States District Judge